CLARK, ATCHESON & REISERT Richard J. Reisert (RR-7118) Attorneys for Garnishee Societe Generale New York Branch 7800 River Road North Bergen, NJ 07047 Tel: (201) 537-1200

Fax: (201) 537-1201

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

BHP BILLITON MARKETING INC.,

in nation in e.,

Plaintiff, : **08-CV-0533**

v.

JESSENS TRANS-PACIFIC SHIPPING SERVICE: AS BERGEN NORWAY a/k/a JESSENS TRANS-: PACIFIC SHIPPING SERVICES AS and: KRISTIAN JESSENS REDERI AS:

Defendants. :

REPORT OF GARNISHEE SOCIÉTÉ GÉNÉRALE NEW YORK BRANCH TO PLAINTIFF'S MARITIME ATTACHMENT AND GARNISHMENT

TO THE MARSHALL OF THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK:

Pursuant to Rule B(3)(a) of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure and in response to a certain Process of Maritime Attachment and Garnishment in the captioned matter dated January 22, 2008, and served upon Garnishee Societe Generale New York Branch on January 23, 2008, and on various dates thereafter through the date of this report, Garnishee Societe Generale New York Branch hereby states that on such dates of service, it was not

indebted to the defendant(s) and did not otherwise have in its possession any property, tangible or intangible, including funds, assets, cash, goods, chattels, credits, effects, debts owed by or owed to the defendant(s) or monies to be paid to discharge a debt owed to the defendant(s), including monies being electronically transferred by, to or for the benefit of the defendant(s).

Dated: North Bergen, New Jersey

February 14, 2008

CLARK, ATCHESON & REISERT

Attorneys for Garnishee

Societe Generale New York Branch

By:

Richard J. Reisert RR

7800 River Road North Bergen, NJ 07047

Tel: (201) 537-1200 Fax: (201) 537-1201

Email: reisert@navlaw.com

TO: CLERK OF THE COURT

> LENNON, MURPHY & LENNON, LLC (Via Email) Attorneys for Plaintiff

VERIFICATION

Document 6

STATE OF NEW YORK)
) ss.
COUNTY OF NEW YORK)

John M. Driscoll, being duly sworn, deposes and says as follows:

I am the Director of Litigation and Regulatory Affairs for Societe Generale New York Branch. I have reviewed the contents of the foregoing Report of Garnishee Societe Generale New York Branch in response to Plaintiff's Maritime Attachment and Garnishment in docket no. 08-CV-0533 and know the contents thereof and that the same are true to the best of my own knowledge. I base this upon personal knowledge, review of Societe Generale New York Branch's files, and communications with relevant employees of the Bank.

Sworn to before me on February 14, 2008.